

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Legislative Meeting
1150 Bayview, Petoskey, MI 49770
February 20, 2000
9:30 a.m.

Closed Session: Yes

Called to Order: Meeting was called to order at 9:38 a.m.

Council Present: Chairman Gerald V. Chingwa, Secretary Dorothy Gasco, Treasurer Rita Shananaquet, Councilor George Anthony, Councilor Janet Shomin and Councilor Susan Wysocki.

Council Absent: Councilor Yellowbank excused.

Staff Present: See attached list

Guests: See attached list

Motion made by **Councilor Gasco** and **Supported** by **Councilor Anthony** to adopt the Agenda as presented and amended.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Yellowbank**)

Motion Carried

Nomination made by **Councilor Gasco** nominating **Councilor George Anthony** for the position of Vice-Chairman. **Councilor Anthony** accepts the nomination.

Nomination made by **Councilor Shananaquet** nominating **Councilor Janet Shomin** for the position of Vice-Chairwoman. **Councilor Shomin** accepts the nomination.

Nominations Closed.

Vote for Councilor Anthony: 4 Yes 2 No 0 Abstained 1 Absent (**Councilor Yellowbank**)

Vote for Councilor Shomin: 2 Yes 4 No 0 Abstained 1 Absent (**Councilor Yellowbank**)

Councilor George Anthony elected to the position of Vice-Chairman.

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shananaquet** to accept the minutes of the February 6, 2000, meeting as corrected.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Yellowbank**)

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Wysocki** to approve Budget Modification #1 for the Tribal Council Indirect Cost Budget.

Vote: 5 Yes 1 No (**Councilor Shomin**) 0 Abstained 1 Absent (**Councilor Yellowbank**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to schedule a budget workshop by March 20, 2000, for Tribal Council review of the LTBB FY 2000 budget.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Yellowbank**)

Motion Carried

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Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Wysocki** to approve the donation of \$7,000.00 to the 9th Annual Homecoming Pow Wow to come from the Discretionary Fund.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Yellowbank**)

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Anthony** to provide a letter of support to the Keweenaw Bay Indian Community in their effort to initiate a Tribal Conservation District.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Yellowbank**)

Motion Carried

Motion made by **Councilor Wysocki** and **Supported** by **Councilor Shomin** to move forward on the agenda, for immediate consideration, the discussion of the Five Tribes meeting.

Vote: 5 Yes 0 No 0 Abstained 2 Absent (**Councilors Shananaquet/Yellowbank**)

Motion Carried

Council Arrives: **Councilor Yellowbank** arrives at 10:48 a.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to accept **Councilor Anthony's** verbal and written report on the Five Tribes meeting regarding fishing negotiations.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Gasco**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shomin** to move forward on the agenda, for immediate consideration, the Leonard, Street & Deinard waiver.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to not sign the Leonard, Street & Deinard waiver, and to have the Fox River natural resource damage assessment handled by another tribal attorney.

Vote: 6 Yes 1 No (**Councilor Shomin**) 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Gasco** to move forward on the agenda, for immediate consideration, the Women's Council.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to sanction the Winter Solstice/Children's Christmas Party for the year 2000 as a tribal event, and to give the Odawa Women's Council authority to proceed with the organization and planning of the event.

Vote: 6 Yes 0 No 1 Abstained (**Councilor Wysocki**) 0 Absent

Motion Carried

Public Comment: Called at 11:27 a.m. Comment provided by Doris Adams, Andrew Stich, Ellie Andrews and Gary Shomin.

Public Comment: Closed at 11:37 a.m.

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Recess: Called at 11:38 a.m. with meeting reconvening at 1:05 p.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to accept the job description, with corrections, for the Human Resource Manager position.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Yellowbank** to accept the Tribal Administrator's report as presented.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** to not support the United Way application.

Motion Failed for Lack of Support

Motion made by **Councilor Shomin** and **Supported** by **Councilor Wysocki** to not have the Education Department submit a grant application to the United Way

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Shananaquet**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to authorize **Chairman Chingwa** to sign the FY 2000 IMLS Native American Library Services Certification program for the Education Department.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Anthony** to approve Resolution 022000-01 for the Housing Department's Rural Development Housing Loan Application for elder housing.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to place the Waganakising Odawak Statute for Lease Inheritance on the March 19, 2000 legislative agenda.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Shomin**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shananaquet** to place the Housing Evictions and Foreclosures Procedures on the March 19, 2000 legislative agenda.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Shomin**)

Motion Carried

Recess: Called at 3:05 p.m. with meeting reconvening at 3:12 p.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to approve **Resolution #022000-02** for the submission of the NRC application to the Administration for Native Americans for Environmental Planning-Endangered Species Statute.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

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Motion made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to authorize **Chairman Chingwa** to sign the COPS Tribal Resource Grant for Program Hiring and the Grant Program Equipment Award.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shananaquet** to have the Law Enforcement Department provide Gregory Justis, LTBB Tribal Prosecutor, with appropriate identification.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Public Comment: Called at 4:12 p.m. Comment provided by George Anthony and Ellie Andrews.

Public Comment: Closed at 4:14 p.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Wysocki** to postpone any action on the Police Commission to the next legislative session on March 19, 2000.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Shananaquet**)

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Yellowbank** to postpone any action on the Civil Codes to the next legislative session on March 19, 2000.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Recess: Called at 4:30 p.m. with meeting reconvening at 4:42 p.m.

Motion made by **Councilor Shananaquet** to approve the amended Gaming Administration Ordinance.

Motion Failed for Lack of Support

Council Departs: **Councilor Yellowbank** departs at 6:41 p.m.

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to approve the proposal presented by Attorney J. Bransky which will retain him as the LTBB Staff Attorney on a full-time basis.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Yellowbank**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to postpone any action on the Committees, Boards and Commissions statute until the next legislative session on March 19, 2000.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Yellowbank**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to enter into closed session for personnel discussions.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Yellowbank**)

Motion Carried

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Closed Session: Called at 7:43 p.m.

Closed Session: Return to open session at 8:11 p.m.

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shomin** to approve stipend, mileage and per diem from the Discretionary Fund for **Councilor Shananaquet** to attend the Indian Health Service Budget Formulation meeting in Bloomington, MN, March 6th – 9th, 2000.

Vote: 5 Yes 0 No 1 Abstained (**Councilor Shananaquet**) 1 Absent (**Councilor Yellowbank**)

Motion Carried

Motion made by **Councilor Wysocki** and **Supported** by **Councilor Anthony** to approve stipend, mileage and per diem from the for **Councilor Gasco** to attend the M.A.S.T. Impact Week in Washington, D.C., March 26th – 29th, 2000.

Vote: 4 Yes 0 No 1 Abstained (**Councilor Gasco**) 2 Absent (**Councilors Yellowbank/Shananaquet**)

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Shomin** to accept the Tribal Chairman's verbal report.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Yellowbank**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shomin** to adjourn the Legislative Session of the Tribal Council for February 20, 2000 at 8:33 p.m.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (**Councilor Yellowbank**)

Motion Carried

These Minutes have been read and approved as written:

Dorothy Gasco, Tribal Council Secretary

Date

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